

ASSIGNED

2407

AMENDED

Serial No. **12589**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED.

Date of first receipt and filing in State Engineer's office **MAR 20 1958**

Returned to applicant for correction **MAR 4 1958**

Corrected application filed **OCT 6 1958**

The undersigned **J. N. Pitcher**

(Name of applicant.)

of 6825 Mission St., Daly City, County of San Mateo

State of California, hereby makes application for permission to change the point of diversion, and place and manner of use of water heretofore appropriated under application for permit to appropriate waters of the State of Nevada, #14784

(State nature of right that is the basis of this

application, i. e., vested, decreed or permitted right.)

1. The source of water supply is Underground
2. The quantity of water desired to be changed (3.0 s.f.) Same
(Acre feet, second feet.)
3. The water is to be used for Irrigation & Domestic purposes
4. The water heretofore used for Irrigation
5. Place of use under existing appropriation S $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 28, S $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 29,
(Under irrigation give number acres)
T. 44 N., R. 37 E., M.D.B.&M., a total of 240 acres.

and description in respect to Government Land Survey; under any other use give location as being within a 40-acre

subdivision.)

6. Proposed place of use under this application NE $\frac{1}{4}$ NE $\frac{1}{4}$, and S $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 28,
(Under irrigation give number)
T. 44 N., R. 37 E., M.D.B.&M., and S $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 29, T. 44 N., R. 37 E.,
M.D.B.&M., a total of 280 acres.

of acres and description in respect to Government Land Survey; under any other use give location as being within a

40-acre subdivision.)

7. The water is to be diverted from its source at the following point:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, T. 44 N., R. 37 E., M.D.B.&M. At a point which bears

Describe as being within a 40-acre subdivision of public survey or by course and distance to a section corner.)
S. 23° 30' W., 1311.50 feet from NE Corner of Sec. 28, T. 44 N., R. 37 E.

8. The existing point of diversion under the former appropriation is / MBD&M
as follows: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 28, T. 44 N., R. 37 E., M.D.B.&M., or at a
point which bears N. 0° 39' W. 3900' from SE corner of said Section 28.

9. Number and kind of animals proposed to be watered

10. Use will begin about April and end about October of each year.
(Month) (Month)

11. The water has been used heretofore during the months of
April to October of each year

12. Remarks This application has been made necessary because of
relocation of section corners resulting from U.S. Government survey,
which placed source of water formerly appropriated off of the land
covered in the land entry.

13. Description of proposed works Deep well equipped with a turbine pump and open ditch irrigation system.

14. Estimated cost of works \$10,000.00

15. Estimated time required to construct the works is 3 years
Map Filed Oct. 6, 1958

Compared HS/LB HS/AM

J. N. Pitcher Applicant
By s/ Theodore H. Stokes

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit No. 14784, is issued subject to the terms and conditions imposed in said Permit No. 14784 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and weir must be installed at or near the new point of diversion to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change, at any and all times.

The quantity of water to be changed shall be limited to the amount which can be applied to beneficial use and not to exceed 3.0 cubic feet per second, and a yearly duty of 4.0 acre-feet per acre of land irrigated or a maximum total duty of 960 acre-feet per season.

Actual construction work shall begin on or before July 19, 1959

Proof of commencement of work shall be filed before August 19, 1959

Work must be prosecuted with reasonable diligence and be completed on or before July 19, 1960.

Proof of completion of work shall be filed before August 19, 1960

Application of water to beneficial use shall be made on or before July 19, 1963. Proof of the application of water to beneficial

use must be filed with State Engineer on or before August 19, 1963

P.B.U.MAP filed 4-17-69
PROOF OF COMMENCEMENT OF WORK FILED JUL 8 1959

PROOF OF COMPLETION OF WORK FILED JUL 8 1959 WITNESS MY HAND AND SEAL this 19th day

PROOF OF BENEFICIAL USE FILED JUL 8 1963 APR 17 1969

of January 1959

CANCELLED

BECAUSE OF FAILURE

OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

CASE 7019, DOB 7-15-69
DOB 7-26-69 EX 88 PG 515

STATE ENGINEER

Howard A. Math
State Engineer

Reinstated April 24, 1969 in accordance
with Decision, Case 2011, Sixth Judicial
Court, State of Nevada

Abrigated By 28939 portion